

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
v. ) 2:12-CR-0004-APG-(GWF)  
 )  
JERMAINE SMITH, )  
 )  
Defendant. )

**AMENDED FINAL ORDER OF FORFEITURE**

The United States District Court for the District of Nevada entered a Preliminary Order of Forfeiture pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2); and Title 18, United States Code, Section 1963(a)(1), (a)(2), (a)(3), and (m) based upon the plea of guilty by defendant JERMAINE SMITH to the criminal offense, forfeiting the property and imposing an in personam criminal forfeiture money judgment set forth in the Amended Bill of Particulars and the Forfeiture Allegation of the Criminal Indictment and shown by the United States to have the requisite nexus to the offense to which defendant JERMAINE SMITH pled guilty. Criminal Indictment, ECF No. 1; Amended Bill of Particulars, ECF No. 643; Change of Plea Minutes, ECF No. 836; Plea Agreement, ECF No. 838; Preliminary Order of Forfeiture, ECF No. 837.

The United States published the notice of forfeiture in accordance with the law via the official government internet forfeiture site, [www.forfeiture.gov](http://www.forfeiture.gov), consecutively from January 14, 2015, through February 12, 2015, notifying all potential third parties; and notified known third parties by Federal Express, of their right to petition the Court. Notice of Filing Proof of Publication, ECF No. 924.

1 On January 14, 2015, the United States Attorney's Office served American Express, World  
2 Financial Center, 200 Vesey Street, New York, NY 10285 with copies of the Preliminary Order of  
3 Forfeiture and the Notice through Federal Express. Notice of Filing Service of Process - Federal  
4 Express, ECF No. 890.

5 On January 14, 2015, the United States Attorney's Office served Discover Financial Services,  
6 c/o Michael Cassell, 9533 Tournament Canyon, Las Vegas, NV 89144 with copies of the Preliminary  
7 Order of Forfeiture and the Notice through Federal Express. Notice of Filing Service of Process -  
8 Federal Express, ECF No. 890.

9 On January 14, 2015, the United States Attorney's Office served MasterCard, 2000 Purchase  
10 Street, Purchase, NY 10577 with copies of the Preliminary Order of Forfeiture and the Notice through  
11 Federal Express. Notice of Filing Service of Process - Federal Express, ECF No. 890.

12 On January 14, 2015, the United States Attorney's Office served Visa Inc., 900 Metro Center  
13 Blvd., Foster City, CA 94404 with copies of the Preliminary Order of Forfeiture and the Notice  
14 through Federal Express. Notice of Filing Service of Process - Federal Express, ECF No. 890.

15 This Court finds no petition was filed herein by or on behalf of any person or entity and the  
16 time for filing such petitions and claims has expired.

17 This Court finds no petitions are pending with regard to the assets named herein and the time  
18 for presenting such petitions has expired.

19 THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that all right,  
20 title, and interest in the property hereinafter described is condemned, forfeited, and vested in the  
21 United States of America, and that the United States recover from JERMAINE SMITH the criminal  
22 forfeiture money judgment in the amount of \$50,893,166.35 in United States Currency, pursuant to  
23 Fed. R. Crim. P. 32.2(b)(4)(A) and (B); Fed. R. Crim. P. 32.2(c)(2); Title 18, United States Code,  
24 Section 1963(a)(1), (a)(2), (a)(3), (l)(7), and (m) and shall be disposed of according to law:

- 25 1) a Gateway laptop computer, bearing serial number T3B73P1006170, seized  
26 from Raji Aziz on March 14, 2011;

- 2) an Apple iPad 16 GB silver, model A1396, bearing serial number DLXFW1DLDFJ1, seized from Irina Bolnova on March 15, 2012;
- 3) an Acer Aspire One 522 laptop computer, bearing serial number LUSES0D0101014763B16-01, seized from Maceo Boozer on March 15, 2012;
- 4) a Coby laptop, bearing serial number N1023X1005S000497B, seized from Maceo Boozer on July 9, 2012;
- 5) an HP laptop, bearing serial number CNF0208QNY, seized from Maceo Boozer on July 9, 2012;
- 6) a Seagate USB drive, bearing serial number NA02E6VK, seized from Maceo Boozer on July 9, 2012;
- 7) a Dell laptop computer, bearing serial number G4CJLL1, seized from Duvaughn Butler on March 1, 2011;
- 8) an HP desktop computer, Datacode SM number R08510000460630, seized from Duvaughn Butler on March 1, 2011;
- 9) a Mastercard \$100 gift card, bearing card number xxxxxxxxxxxx1923, seized from Duvaughn Butler on March 1, 2011;
- 10) a Vanilla \$100 Mastercard gift card, bearing card number xxxxxxxxxxxx7257, seized from Duvaughn Butler on March 1, 2011;
- 11) an iPhone 3, black, bearing FCC ID number BCGA1303B, seized from Duvaughn Butler on March 1, 2011;
- 12) a Time Capsule 802.11N WiFi hard drive, bearing serial number C86H6722DM73, seized from Omar Butt on March 15, 2012;
- 13) a SanDisk memory card, 8 GB, seized from Omar Butt on March 15, 2012;
- 14) a SanDisk memory card, 16 GB, seized from Omar Butt on March 15, 2012;
- 15) a SanDisk memory card, 32 GB, seized from Omar Butt on March 15, 2012;

- 16) a Canon Power Shot camera, red, model 50780, seized from Omar Butt on March 15, 2012;
- 17) an Apple iPhone 4, bearing serial number 579CE2380A, seized from Omar Butt on March 15, 2012;
- 18) an AT&T cell phone, black, bearing serial number Q4V7NB1180518074, seized from Omar Butt on March 15, 2012;
- 19) an AT&T cell phone, black, bearing serial number Q4V7NB1180520439, seized from Omar Butt on March 15, 2012;
- 20) a Motorola cell phone, black, bearing serial number H31LJGTFJT, seized from Omar Butt on March 15, 2012;
- 21) an iPhone 3, 16 GB, black, model A1241, bearing FCC ID number BCGA1241, seized from Omar Butt on March 15, 2012;\
- 22) a MacBook Pro, bearing serial number CO2GJ0DW47, seized from Omar Butt on March 15, 2012;
- 23) an iPhone, 8 GB, bearing serial number 8174ETWH8, seized from Omar Butt on March 15, 2012;
- 24) an iPhone 4, black, model A1387, bearing FCC ID number BCGE2430A, seized from Omar Butt on March 15, 2012;
- 25) an Apple Airport hard disk, bearing serial number 6F9394ER2UP, seized from Omar Butt on March 15, 2012;
- 26) a Canon Pixma printer MP 600 with cable cords, seized from Omar Butt on March 15, 2012;
- 27) a Datacard 1501 printer, bearing serial number 7464, seized from Omar Butt on March 15, 2012;
- 28) a Power Printer ID Card 088025 Fargo Hi-Def printer, bearing serial number A3490223, seized from Omar Butt on March 15, 2012;

- 29) a WD hard drive, bearing serial number WCAPD1154606, seized from Omar Butt on March 15, 2012;
- 30) an AcomData HD drive, bearing serial number E43125, seized from Omar Butt on March 15, 2012;
- 31) a DNY SD card, 4 GB, seized from Omar Butt on March 15, 2012;
- 32) a DNY SD card, 8 GB, seized from Omar Butt on March 15, 2012;
- 33) a Hitachi external hard drive, bearing serial number PAG52P3A, seized from Omar Butt on March 15, 2012;
- 34) an Apple TV, bearing serial number YM7240QRYR4, seized from Omar Butt on March 15, 2012;
- 35) a Dell laptop Latitude V300, bearing serial number CN03Y6453652138B0312, seized from Omar Butt on March 15, 2012;
- 36) a Sigma DP2 camera, bearing serial number 1011595, seized from Omar Butt on March 15, 2012;
- 37) an Acer laptop, bearing serial number LXE820X0258200F2792000, seized from Omar Butt on March 15, 2012;
- 38) a PlayStation 3 D 53, bearing serial number CG158070191CECH2001A, seized from Omar Butt on March 15, 2012;
- 39) an Xbox 360 2001 A, bearing serial number 152319705205, seized from Omar Butt on March 15, 2012;
- 40) a PC tower, white, bearing serial number 0016318606, seized from Omar Butt on March 15, 2012;
- 41) a PC tower, white, HP CD-Writer 9100 series (CD-ROM drive), seized from Omar Butt on March 15, 2012;
- 42) a PC tower, white, bearing datacard number PH411423, seized from Omar Butt on March 15, 2012;

- 43) a PC tower, white, bearing serial number DP000821120164028AJK324, (CD-ROM drive), seized from Omar Butt on March 15, 2012;
- 44) a PC tower, white, bearing serial number 810F48069A30, (modem), seized from Omar Butt on March 15, 2012;
- 45) a Canon DSLR 126251 SW11017, bearing serial number 2771201017, seized from Omar Butt on March 15, 2012;
- 46) a Nuvarel wireless antenna, Virgin Mobile, black, ESN 09108460367, seized from Omar Butt on March 15, 2012;
- 47) an ATM machine Nextran Com Net 3000, bearing identification number 4518420355271402, seized from Omar Butt on March 15, 2012;
- 48) a hand truck, Milwaukee, black, model number 60138, seized from Omar Butt on March 15, 2012;
- 49) an Epson printer Stylus NX415, seized from David Camez on May 27, 2010;
- 50) an HP Photosmart printer C4740, seized from David Camez on May 27, 2010;
- 51) a PVC card embosser ECard, seized from David Camez on May 27, 2010;
- 52) a PVC card embosser Wonder, seized from David Camez on May 27, 2010;
- 53) a hot stamping/tipper machine, seized from David Camez on May 27, 2010;
- 54) a Dell XPS 420 with monitor, bearing serial number 2V4Z9G1, seized from David Camez on May 27, 2010;
- 55) a Playstation 3, bearing serial number CF347430751-CECHP01, seized from David Camez on May 27, 2010;
- 56) a Gateway laptop 450SX4, bearing serial number 0026868574, seized from David Camez on May 27, 2010;
- 57) a Sony Vaio with power cord, bearing serial number C602H3NQ, seized from David Camez on May 27, 2010;
- 58) a credit card skimming device, seized from David Camez on May 27, 2010;

- 1 59) a magnetic strip card reader and writer, seized from David Camez on May 27,  
2 2010;
- 3 60) a soldering iron, seized from David Camez on May 27, 2010;
- 4 61) a lock pick kit, seized from David Camez on May 27, 2010;
- 5 62) eleven (11) Motorola TracFones, bearing serial numbers H62LJW5D7T,  
6 H62LJW459P, H62LJW67NZ, H62LJW5D2H, H62LJW4536,  
7 H62LJW5D4F, H62LJW459L, H62LJW39BN, H62LJW5D2Q,  
8 H62LLY3735, and H62LJJD3L, seized from Heather Dale on March 20,  
9 2012;
- 10 63) ten (10) Verizon Samsung cell phones, bearing serial numbers  
11 A000001756COAF, A000001756FE63, A000001756E6C5,  
12 A000001756C28A, A000001756E6B8, A0000017569E83, A0000017581301,  
13 A0000017581F1B, A0000017525F292, and A00000175252314, seized from  
14 Heather Dale on March 20, 2012;
- 15 64) three (3) LG TracFones, bearing serial numbers 903CQNL204871,  
16 903CQTB243385, and 904CQLH354776, seized from Heather Dale on March  
17 20, 2012;
- 18 65) an SD card, 2 GB, bearing serial number 518532, seized from Shiyang Gou on  
19 March 15, 2012;
- 20 66) an IBM IGB flash drive, seized from Shiyang Gou on March 15, 2012;
- 21 67) a Cruzer mini 256 MB flash drive, seized from Shiyang Gou on March 15,  
22 2012;
- 23 68) a memory stick adapter with memory card, seized from Shiyang Gou on  
24 March 15, 2012;
- 25 69) five (5) ScanDisk memory cards, seized from Shiyang Gou on March 15,  
26 2012;

- 1           70) two (2) Sony Memory Stick Pro Duo, seized from Shiyang Gou on March 15,  
2           2012;
- 3           71) a Samsung phone, bearing serial number R3YXA56711T, seized from  
4           Shiyang Gou on March 15, 2012;
- 5           72) an LG phone, bearing serial number 811KPT M022569, seized from Shiyang  
6           Gou on March 15, 2012;
- 7           73) a Nokia cell phone, bearing serial number 661ABRM520, seized from  
8           Shiyang Gou on March 15, 2012;
- 9           74) a Nokia cell phone, bearing serial number 661URM604, seized from Shiyang  
10          Gou on March 15, 2012;
- 11          75) a Nokia cell phone, bearing serial number 661ABRM121, seized from  
12          Shiyang Gou on March 15, 2012;
- 13          76) an HP computer, bearing serial number MXM453067P, seized from Shiyang  
14          Gou on March 15, 2012;
- 15          77) an iPod 32 GB, bearing serial number C3VDKMBPDCP9, seized from  
16          Shiyang Gou on March 15, 2012;
- 17          78) an HP PSC1315 All in One Printer, bearing serial number CN48KB201J,  
18          seized from Shiyang Gou on March 15, 2012;
- 19          79) an SD card 8 GB, bearing serial number 35254221, seized from Shiyang Gou  
20          on March 15, 2012;
- 21          80) an 8 GB SD card, bearing serial number 3140624068, seized from Shiyang  
22          Gou on March 15, 2012;
- 23          81) a gold flash drive, seized from Shiyang Gou on March 15, 2012;
- 24          82) a WiFly City wireless USB adapter, bearing serial number  
25          8DEC04JJ2482873, seized from Shiyang Gou on March 15, 2012;

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- 83) an iPod 32 GB, bearing serial number C3RDLFMS5DCPN, seized from Shiyang Gou on March 15, 2012;
- 84) a Wii, bearing serial number LU83300527, seized from Shiyang Gou on March 15, 2012;
- 85) a Zotac Model Mag HDND01, bearing serial number G111911302229, with Logitech USB drive, seized from Shiyang Gou on March 15, 2012;
- 86) two (2) iPod 8 GB, bearing serial numbers IB0064Y075J and DKPDAOFFDCP7, seized from Shiyang Gou on March 15, 2012;
- 87) a Samsung cell phone, model SCHU350, bearing serial number 0001D60CC32, seized from Shiyang Gou on March 15, 2012;
- 88) a Dell Inspiron laptop, bearing serial number 9JH8QP1, seized from Shiyang Gou on March 15, 2012;
- 89) a Sony Vaio, model PC671312L, seized from Shiyang Gou on March 15, 2012;
- 90) a Clear 4G Mobile Hotspot, bearing serial number 1FM00114730, seized from Shiyang Gou on March 15, 2012;
- 91) a Totu cell phone T158, bearing serial number 357458040092990, seized from Shiyang Gou on March 15, 2012;
- 92) three (3) flash drives, seized from Shiyang Gou on March 15, 2012;
- 93) a Sony memory stick 4 GB, F925L2L, seized from Shiyang Gou on March 15, 2012;
- 94) a SanDisk extreme 4 GB, seized from Shiyang Gou on March 15, 2012;
- 95) two (2) T-Mobile SIM cards, seized from Shiyang Gou on March 15, 2012;
- 96) an HP Office Jet 6500A printer, bearing serial number CN11C1241Y, seized from Shiyang Gou on March 15, 2012;
- 97) an HP monitor, CNCO1SPW, seized from Shiyang Gou on March 15, 2012;

- 98) a Sony PSP, bearing serial number AG100870541, seized from Shiyang Gou on March 15, 2012;
- 99) a T-Mobile Samsung S3600 cell phone, bearing serial number S36006SMH, seized from Shiyang Gou on March 15, 2012;
- 100) a Scientific Atlantic 2203C modem, bearing serial number 218063549, seized from Shiyang Gou on March 15, 2012;
- 101) a Netgear wireless router, model WNR2000, bearing serial number IXL38C5T02FB4, seized from Shiyang Gou on March 15, 2012;
- 102) an SD card 4 GB, seized from Shiyang Gou on March 15, 2012;
- 103) a 56K PCI modem, bearing serial number 200V23Y0087077, seized from Shiyang Gou on March 15, 2012;
- 104) a Britannica SD card, MVO32RMMC, seized from Shiyang Gou on March 15, 2012;
- 105) a PD Talk GPS with SD card, PD9083000304, seized from Shiyang Gou on March 15, 2012;
- 106) an HP desktop computer, bearing serial number P6813W, seized from Shiyang Gou on March 15, 2012;
- 107) an American Express gift card, number xxxxxxxxxxxx0288, seized from Cameron Harrison on November 24, 2010;
- 108) a Walmart reloadable card, number xxxxxxxxxxxx8377, seized from Cameron Harrison on November 24, 2010;
- 109) an LG cell phone with power cord, model LG220CM, bearing serial number 004CYVU1179431, seized from Cameron Harrison on November 24, 2010;
- 110) a Garmin NUVI 205W with power cord, bearing serial number 1UR254730, seized from Cameron Harrison on November 24, 2010;

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111) a Pep Boys gift card, number xxxxxxxxxxxxxxxx8899, seized from Cameron Harrison on November 22, 2010;

112) a Walmart gift card, number xxxxxxxxxxxxxxxx7484, seized from Cameron Harrison on November 22, 2010;

113) an Apple iPad 64 GB, bearing serial number GB0409R7ETV, seized from Cameron Harrison on November 24, 2010;

114) an HP Pavilion laptop, model DV5-1160, bearing serial number CNF8383JN0, seized from Cameron Harrison on November 24, 2010;

115) a Rocketfish 2.5 USB hard drive, model RFHD25, bearing serial number NS92T6125T8K, seized from Cameron Harrison on November 24, 2010;

116) an HP Presario F700 laptop, bearing serial number CNF7510SVZ, seized from Robert Kephart on March 15, 2012;

117) an Aspire One Acer laptop black, bearing serial number LUS670D06193426AC31601, seized from Robert Kephart on March 15, 2012;

118) a Targus laptop bag containing a Dell Adamo laptop, bearing serial number 852FWK1, seized from Robert Kephart on March 15, 2012;

119) a Smart Disk HDD, bearing serial number 1H7Y23, seized from Robert Kephart on March 15, 2012;

120) a Virgin thumb drive, seized from Robert Kephart on March 15, 2012;

121) an Attache thumb drive, black/red, seized from Robert Kephart on March 15, 2012;

122) an iPad, model A1396, white, bearing serial number DN6GPAB9DKNY, seized from Robert Kephart on March 15, 2012;

123) an Apple MacBook Air, model A1370, with black case, bearing serial number C02DW6ZPDDQX, seized from Robert Kephart on March 15, 2012;

- 124) an Apple iPhone, white, model A1387, seized from Robert Kephart on March 15, 2012;
- 125) a MacBook Air Super Drive, model A1379, bearing serial number C02FC8PWDJ5M, seized from Robert Kephart on March 15, 2012;
- 126) a generic computer tower, model 8E-TENL1-UGB, bearing serial number W10330010445, seized from Alexander Kostyukov on March 15, 2012;
- 127) an external hard drive enclosure, blue, Simpletech 250 GB, bearing serial number 0712544250100670, seized from Alexander Kostyukov on March 15, 2012;
- 128) two (2) T-Mobile Nokia cell phones (unopened), bearing serial numbers 866012569007679335 and 866012569005010038, seized from Alexander Kostyukov on March 15, 2012;
- 129) three (3) T-Mobile Nokia cell phones, model 1616-2C, seized from Alexander Kostyukov on March 15, 2012;
- 130) a Samsung AT&T cell phone, model SGH-A107, bearing serial number RPHB69702BZ, seized from Alexander Kostyukov on March 15, 2012;
- 131) an Apple iPhone 4S 16 GB white, model A1387, bearing serial number C38GTY8KDTD1, seized from Alexander Kostyukov on March 15, 2012;
- 132) an Apple iPhone 4S 16 GB white, model A1387, bearing serial number 84049D1MA4S, seized from Alexander Kostyukov on March 15, 2012;
- 133) three (3) yellow and black SIM cards, seized from Alexander Kostyukov on March 15, 2012;
- 134) a T-Mobile SIM card, seized from Alexander Kostyukov on March 15, 2012;
- 135) an AT&T SIM card, seized from Alexander Kostyukov on March 15, 2012;
- 136) a Kingston 4 GB white and purple thumb drive, seized from Alexander Kostyukov on March 15, 2012;

1 137) a thumb drive, green, bearing serial number 28981F, seized from Alexander  
2 Kostyukov on March 15, 2012;

3 138) a PQ1 4 GB blue SD memory card, bearing serial number  
4 MMAGF04GWDCA-DB, seized from Alexander Kostyukov on March 15,  
5 2012;

6 139) a Nikon D7000 digital camera with 32 GB SanDisk memory card inside,  
7 seized from Alexander Kostyukov on March 15, 2012;

8 140) a Nikon CoolPix digital camera, black, model S52, bearing serial number  
9 30505916, seized from Alexander Kostyukov on March 15, 2012;

10 141) a Sony Cyber Shot 8.1 MP digital camera, black, model DSC-T100, bearing  
11 serial number 1572082, seized from Alexander Kostyukov on March 15,  
12 2012;

13 142) a Nikon camera lens, (70-300MM), bearing serial number US2762077, seized  
14 from Alexander Kostyukov on March 15, 2012;

15 143) a Nikon camera lens, (50MM), bearing serial number US628937, seized from  
16 Alexander Kostyukov on March 15, 2012;

17 144) a Tokina Aspherical camera lens, bearing serial number 82C7660, seized from  
18 Alexander Kostyukov on March 15, 2012;

19 145) two (2) Nikon lens covers, seized from Alexander Kostyukov on March 15,  
20 2012;

21 146) a Nikon camera flash attachment, speedlight SB900, bearing serial number  
22 2461186, seized from Alexander Kostyukov on March 15, 2012;

23 147) a Western Union \$500.00 money order with blank payee field, number xx-  
24 xxxxx0260, seized from Alexander Kostyukov on March 15, 2012;

25 148) an Apple MacBook Pro, silver, model A1278, bearing serial number  
26 W8033T2BATM, seized from Alexander Kostyukov on March 15, 2012;

- 1 149) a SanDisk thumb drive, seized from Thomas Lamb on May 2, 2011;
- 2 150) a South Point Casino cashout voucher \$130, seized from Thomas Lamb on
- 3 May 2, 2011;
- 4 151) a Kindle Fire HD, new in box, no visible serial number, seized from Michael
- 5 Lofton on January 7, 2013;
- 6 152) an Apple iPad with docking station and case, new in box, no visible serial
- 7 number, seized from Michael Lofton on January 31, 2013;
- 8 153) a Sony USB drive, seized from Michael Lofton on February 1, 2013;
- 9 154) an Epson Stylus printer, model R280, bearing serial number K77K133745,
- 10 seized from Edward Montecalvo on March 15, 2012;
- 11 155) an HTC smart phone, model PD42100, bearing serial number
- 12 HT18RM803892, seized from Edward Montecalvo on March 15, 2012;
- 13 156) a Canon Point and Shoot camera, model PC1355, bearing serial number
- 14 9029238287, seized from Edward Montecalvo on March 15, 2012;
- 15 157) a Dell Inspiron desktop, bearing serial number CN-0392R8-74767-116-6RE3,
- 16 seized from Edward Montecalvo on March 15, 2012;
- 17 158) a Dell thumb drive, bearing serial number 820-Q01437, seized from Edward
- 18 Montecalvo on March 15, 2012;
- 19 159) a Toshiba external hard drive with USB cable, bearing serial number
- 20 Y150T6QLTMC3, seized from Edward Montecalvo on March 15, 2012;
- 21 160) an Apple MacBook Pro, model A1278, bearing serial number
- 22 C1MH18UPDV13, seized from Edward Montecalvo on March 15, 2012;
- 23 161) an Apple laptop, bearing serial number 970AAS306856, seized from Elias
- 24 Samaha on June 11, 2012;
- 25 162) a Sony Vaio laptop, bearing serial number 275047363033747, seized from
- 26 Elias Samaha on June 11, 2012;

- 1 163) an iPhone, BB 8350, bearing serial number 403215EBBB, seized from Elias  
2 Samaha on June 11, 2012;
- 3 164) a Motorola BK70 phone, bearing serial number 364VKMR6Q9, seized from  
4 Elias Samaha on June 11, 2012;
- 5 165) an Apple iPod 64 GB, model A1318, bearing serial number 9C937ETU6K4,  
6 seized from Elias Samaha on June 11, 2012;
- 7 166) a PNY 4 GB with two (2) keys thumb drive, seized from Elias Samaha on  
8 June 11, 2012;
- 9 167) a SanDisk Cruzer 32 GB thumb drive, seized from Elias Samaha on June 11,  
10 2012;
- 11 168) an Apple MacBook, model A1181, bearing serial number 4H6502XZWGL,  
12 seized from Michael San Clemente on June 2, 2010;
- 13 169) a Sony Vaio laptop, model PCG-31L, bearing serial number 064253C, seized  
14 from Michael San Clemente on June 2, 2010;
- 15 170) a Kingston 8 GB data traveler, black, seized from Michael San Clemente on  
16 June 2, 2010;
- 17 171) an Apple MacBook Pro, model A1260, bearing serial number  
18 W880957VYJY, seized from Michael San Clemente on June 2, 2010;
- 19 172) an Apple MacBook Pro, model A1211, bearing serial number  
20 W871645TWDH, seized from Michael San Clemente on June 2, 2010;
- 21 173) an HP Pavilion laptop computer, bearing serial number CND9074VOP, seized  
22 from Michael San Clemente on June 2, 2010;
- 23 174) an Apple MacBook Pro PN, bearing part number 0A58927, seized from  
24 Michael San Clemente on June 2, 2010;
- 25 175) a 320 GB PN, bearing part number 9ZAZAG-500 with cord in bag, 154594A,  
26 seized from Michael San Clemente on June 2, 2010;

- 176) a pocket drive, model GFR202SD, bearing serial number 605USS, seized from Michael San Clemente on June 2, 2010;
- 177) an HP Pavilion TX2500, bearing serial number CNF826324F, seized from Michael San Clemente on June 2, 2010;
- 178) a Kodak Easy Share printer, dock series 3, bearing serial number KCLEG620J0824, seized from Michael San Clemente on June 2, 2010;
- 179) a Sony DVD player, black, model DVP-FX820, bearing serial number 08C 501-5205314-6, seized from Michael San Clemente on June 2, 2010;
- 180) a T-Mobile CardBus and Express Card adapter, model CBZEC, bearing serial number BD3G710242, seized from Michael San Clemente on June 2, 2010;
- 181) an IEEE 1394 express card, bearing serial number 11814008945, seized from Michael San Clemente on June 2, 2010;
- 182) a SanDisk Cruzer 4 GB thumb drive, black, model SDC264096RB, seized from Michael San Clemente on June 2, 2010;
- 183) an HP wireless mouse adapter, silver, product GT909AA, seized from Michael San Clemente on June 2, 2010;
- 184) a SanDisk "Wake up the Phone" adapter, model 2008-09-16S, seized from Michael San Clemente on June 2, 2010;
- 185) a Novotel wireless slingshot, bearing serial number 5B866BF6, seized from Michael San Clemente on June 2, 2010;
- 186) an iPod 8 GB with red/black cover, bearing serial number 9C841ZSQ201, seized from Michael San Clemente on June 2, 2010;
- 187) a Motorola Verizon phone, blue, bearing FCC ID number IHDT56JB1, seized from Michael San Clemente on June 2, 2010;
- 188) a Kyocera Virgin Mobile phone, black, bearing ME ID number A0000004482B79, seized from Michael San Clemente on June 2, 2010;



- 189) a Motorola phone, bearing FCC ID number 1HDT56HC1, seized from Michael San Clemente on June 2, 2010;
- 190) a Virgin Mobile LG phone with pouch, bearing serial number 901CYXM0778698, seized from Michael San Clemente on June 2, 2010;
- 191) a Motorola Metro phone, model W315, bearing FCC ID number 1HDT56GE1, seized from Michael San Clemente on June 2, 2010;
- 192) a Motorola phone, black, bearing serial number M300 238208, seized from Michael San Clemente on June 2, 2010;
- 193) a Motorola phone, blue, bearing serial number M60038Z2495, seized from Michael San Clemente on June 2, 2010;
- 194) a Sprint HTC Pro with black hard cover, seized from Michael San Clemente on June 2, 2010;
- 195) a hard drive, bearing serial number 5QD2ZXWG, seized from Michael San Clemente on June 2, 2010;
- 196) two (2) SanDisk Cruzer 4 GB Titanium Plus, seized from Michael San Clemente on June 2, 2010;
- 197) a Targus high speed card reader/writer, black, bearing identification number 1729, seized from Michael San Clemente on June 2, 2010;
- 198) two (2) Sony Memo stick duo adapters, MSAC M2, seized from Michael San Clemente on June 2, 2010;
- 199) a Patriot memory card, bearing serial number PSD32G106625, seized from Michael San Clemente on June 2, 2010;
- 200) a Samsung memory card, bearing serial number M470T6554CZ3, seized from Michael San Clemente on June 2, 2010;
- 201) an Elpide memory card, bearing serial number EBJ21UE8BAU0, seized from Michael San Clemente on June 2, 2010;

- 202) a memory card, bearing serial number HY564T 1Z80Z 1 HDL, seized from Michael San Clemente on June 2, 2010;
- 203) a PNY memory card bearing serial number 511-071205051, seized from Michael San Clemente on June 2, 2010;
- 204) a SanDisk 1 GB chip, seized from Michael San Clemente on June 2, 2010;
- 205) a Garmin Nuvi and adapter, 10R-023994, seized from Michael San Clemente on June 2, 2010;
- 206) a Rocketfish external hard drive, bearing serial number E391854HH, seized from Michael San Clemente on June 2, 2010;
- 207) a Toshiba disk drive, bearing serial number 58QUFB2ES, seized from Michael San Clemente on June 2, 2010;
- 208) a Sony Super Steady Shot DSCT70, seized from Michael San Clemente on June 2, 2010;
- 209) a SanDisk 128 MB SD card, seized from Michael San Clemente on June 2, 2010;
- 210) a Sony memory stick Pro Duo 2 GB, seized from Michael San Clemente on June 2, 2010;
- 211) a Fuji Film Quick Snap camera, disposable, seized from Michael San Clemente on June 2, 2010;
- 212) a Kodak memory card, seized from Michael San Clemente on June 2, 2010;
- 213) a Kodak HD camera, M-1003, red, seized from Michael San Clemente on June 2, 2010;
- 214) a Kodak Easy Share V610 camera, bearing serial number KCKFV62501809, seized from Michael San Clemente on June 2, 2010;
- 215) a Nikon Cool Pix S60 camera, with SanDisk 4 GB SDHC card, bearing serial number 38244004, seized from Michael San Clemente on June 2, 2010;

- 1 216) a JVC hard disk camcorder Everio, bearing serial number GZ-MG130U,  
2 seized from Michael San Clemente on June 2, 2010;
- 3 217) a Dell XPS laptop computer with power cord, bearing service tag number  
4 6MQ12C1, seized from Michael San Clemente on June 2, 2010;
- 5 218) an Apple Power Mac G5 desktop tower, model A1L77, seized from Michael  
6 San Clemente on June 2, 2010;
- 7 219) a Pro-Lam Plus 330 laminator, bearing serial number 2080, seized from  
8 Michael San Clemente on June 2, 2010;
- 9 220) an HP Photosmart C 6880 wireless printer with power cord, bearing FCC ID  
10 number B94RSVLD0608, seized from Michael San Clemente on June 2,  
11 2010;
- 12 221) an Apple keyboard, KY63201A6VZSA, seized from Michael San Clemente  
13 on June 2, 2010;
- 14 222) an Apple computer mouse, ZH503DJEMNUVA, seized from Michael San  
15 Clemente on June 2, 2010;
- 16 223) a Zebra P330I card printer, bearing serial number P33027189, seized from  
17 Michael San Clemente on June 2, 2010;
- 18 224) an enhanced CCD scanner, bearing serial number 428DOFB00018, seized  
19 from Michael San Clemente on June 2, 2010;
- 20 225) an HP Office Jet H470 Vivera printer, bearing serial number CN81L181CW,  
21 seized from Michael San Clemente on June 2, 2010;
- 22 226) a Kwikpoint model 55 foil stamping machine, bearing serial number 5A-5311,  
23 seized from Jermaine Smith on March 15, 2012;
- 24 227) a Samsung Metro PCS cell phone, black, bearing serial number  
25 268435460707424949, seized from Jermaine Smith on March 15, 2012;

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- 1 228) a Dell Inspiron N4110 laptop computer, bearing serial number 00196-177-  
2 074-980, seized from Jermaine Smith on March 15, 2012;
- 3 229) a Samsung Metro PCS cell phone, black, bearing serial number  
4 268435460709180401, seized from Jermaine Smith on March 15, 2012;
- 5 230) a Toho manual tipper, model CM-30, bearing serial number A992221, seized  
6 from Jermaine Smith on March 15, 2012;
- 7 231) a Fargo HDP 5000 high definition ID card printer, model 089000, bearing  
8 serial number A9061333, seized from Jermaine Smith on March 15, 2012;
- 9 232) a Fargo HDP 5000 high definition ID card printer, model 089000, bearing  
10 serial number A9500654, seized from Jermaine Smith on March 15, 2012;
- 11 233) a Zebra ID card printer, model P330I, bearing serial number P330036588,  
12 seized from Jermaine Smith on March 15, 2012;
- 13 234) two (2) Apple iPads, new in box, bearing serial numbers DLXG7NVXDKNY  
14 and DN6GKB19DFHW, seized from Jermaine Smith on March 15, 2012;
- 15 235) a Samsung Metro PCS cell phone, bearing serial number  
16 268435458906307984, seized from Jermaine Smith on March 15, 2012;
- 17 236) a Kyocera PCS cell phone, bearing serial number A0000012F289B6, seized  
18 from Jermaine Smith on March 15, 2012;
- 19 237) a T-Mobile blackberry cell phone, PIN 21FCDD3A, seized from Jermaine  
20 Smith on March 15, 2012;
- 21 238) an Apple laptop with case, bearing serial number W80231Q46D6, seized from  
22 Billy Steffey on December 20, 2010;
- 23 239) an iPad 64 GB with cover, bearing serial number V5029062E5V, seized from  
24 Billy Steffey on December 20, 2010;
- 25 240) an iPad 64 GB, (new in box), bearing serial number 6B039FHQETV, seized  
26 from Billy Steffey on December 20, 2010;

- 1 241) and Iron Key thumb drive, seized from Billy Steffey on December 20, 2010;
- 2 242) a T-Mobile USB WiFi device, silver, bearing IMEI number
- 3 352071040691797, seized from Billy Steffey on December 20, 2010;
- 4 243) a Sprint 3G WiFi device, bearing ESN 6097D1CF, seized from Billy Steffey
- 5 on December 20, 2010;
- 6 244) a Garmin GPS device, bearing serial number 37901W6022267, seized from
- 7 Billy Steffey on December 20, 2010;
- 8 245) an iPhone 4, black, bearing CC ID number BCGE2380A, seized from Billy
- 9 Steffey on December 20, 2010;
- 10 246) a Google HTC cell phone, bearing serial number HT9CNP810133, seized
- 11 from Billy Steffey on December 20, 2010;
- 12 247) an iPod with case, silver with red case, bearing serial number 1A949JGM6K2,
- 13 seized from Billy Steffey on December 20, 2010;
- 14 248) an Apple All in One computer, silver, bearing serial number W89525865PJ,
- 15 seized from Billy Steffey on March 15, 2012;
- 16 249) a Datacard I150 printer, bearing serial number 9037, seized from Billy Steffey
- 17 on March 15, 2012;
- 18 250) a USB Iron Key, bearing serial number 00885866, seized from Billy Steffey
- 19 on March 15, 2012;
- 20 251) a USB T-Mobile, silver, seized from Billy Steffey on March 15, 2012;
- 21 252) a USB Elgato Turbo 264 HD, seized from Billy Steffey on March 15, 2012;
- 22 253) a Tom Tom GPS, bearing serial number JB1448103895, seized from Billy
- 23 Steffey on March 15, 2012;
- 24 254) a Samsung Verizon WiFi Hotspot 4G LTE, bearing SKU SCHLC11ZKV,
- 25 seized from Billy Steffey on March 15, 2012;
- 26 255) a USB SanDisk Cruzer, seized from Billy Steffey on March 15, 2012;

- 1 256) a Sony Vaio laptop, bearing serial number 5413136230011OB, seized from  
2 Billy Steffey on March 15, 2012;
- 3 257) a T-Mobile HTC smartphone, black, bearing serial number SH175T505773,  
4 seized from Billy Steffey on March 15, 2012;
- 5 258) a Western Digital external hard drive, bearing serial number  
6 WX20C79714112, seized from Billy Steffey on March 15, 2012;
- 7 259) a Western Digital external hard drive, bearing serial number  
8 WCAVY1065850, seized from Billy Steffey on March 15, 2012;
- 9 260) a Lacie external hard drive, bearing serial number 14181109010201EHB,  
10 seized from Billy Steffey on March 15, 2012;
- 11 261) a USB Iron Key, bearing serial number 00804208, seized from Billy Steffey  
12 on March 15, 2012;
- 13 262) a USB SanDisk, seized from Billy Steffey on March 15, 2012;
- 14 263) a Sprint WiFi Hotspot, Novatel, silver, bearing serial number 09111989175,  
15 seized from Billy Steffey on March 15, 2012;
- 16 264) a Clear WiFi Hotspot, black, model number WIXFMM-122, bearing serial  
17 number 2044100085687, seized from Billy Steffey on March 15, 2012;
- 18 265) an AT&T Microcell, bearing serial number 0022CE-0000166132, seized from  
19 Billy Steffey on March 15, 2012;
- 20 266) a MacBook Pro laptop in black case, bearing serial number  
21 C02GN0M6DW47, seized from Billy Steffey on March 15, 2012; and
- 22 267) a Mac external hard drive, bearing serial number 6F9031E32UP, seized from  
23 Billy Steffey on March 15, 2012

24 (all of which constitutes “property”); and

25 that the United States recover from JERMAINE SMITH the criminal forfeiture money  
26 judgment in the amount of \$50,893,166.35 in United States Currency, held jointly and severally liable

1 with any codefendants, and that the property will not be applied toward the payment of the money  
2 judgment; and

3 the property and the money judgment are forfeited pursuant to Fed. R. Crim. P. 32.2(b)(4)(A)  
4 and (B); Fed. R. Crim. P. 32.2(c)(2); Title 18, United States Code, Section 1963(a)(1), (a)(2), (a)(3),  
5 (l)(7), and (m); that the criminal forfeiture money judgment shall be collected; and that the property  
6 and the collected amount shall be disposed of according to law.

7 **SUBSTITUTION - \$789.98, \$118,734.08, \$672.95, AND \$817.16**

8 On July 15, 2015, the United States filed a Motion to Substitute and to Forfeit Property of  
9 Jermaine Smith (ECF No. 1024) (“Motion to Substitute”) to be used towards satisfaction of his  
10 criminal forfeiture money judgment. On August 4, 2015, the United States District Court for the  
11 District of Nevada granted the Substitution and Forfeiture Order (ECF No. 1028) authorizing the  
12 substitution and forfeiture of the following property pursuant to Fed. R. Crim. P. 32.2(e) and Title 18,  
13 United States Code, Section 1963(m):

14 1) \$789.98;

15 2) \$118,734.08;

16 3) \$672.95;

17 4) \$817.16; and

18 5) any and all assets held by Columbian Mutual Life Insurance Company, Asset  
19 Number 6155072, in the name of Jermaine A. Smith.

20 The United States Secret Service (“USSS”) seized, arrested, and took into custody the \$789.98,  
21 \$118,734.08, \$672.95, and \$817.16 in United States Currency. Notice of Filing Service of Process –  
22 Take into Custody, ECF No. 1053. The USSS continued to attempt to locate any and all assets held by  
23 Columbian Mutual Life Insurance Company, Asset Number 6155072, in the name of Jermaine A.  
24 Smith.

25 The United States published the notice of forfeiture of substitute assets in accordance with the  
26 law via the official government internet forfeiture site, [www.forfeiture.gov](http://www.forfeiture.gov), consecutively from

1 August 8, 2015, through September 6, 2015, notifying all potential third parties; and notified known  
2 third parties by regular and certified return receipt requested mail or personal service, of their right to  
3 petition the Court. Notice of Filing Proof of Publication, ECF No. 1055.

4 On September 17, 2015, Bob Doherty, New Jersey State President, Bank of America New  
5 Jersey, 250 Talmadge Rd., Edison, New Jersey 08817, was served by regular and certified return  
6 receipt requested mail with the Notice, Motion to Substitute, and the Substitution and Forfeiture Order.  
7 Notice of Filing Service of Process Regarding Substitute Property – Certified Mail and Regular Mail  
8 completed by the United States Attorney’s Office, ECF No. 1076.

9 On September 17, 2015, Ann Limberg, President, Bank of America New Jersey, Bank of  
10 America, N.A., 301 Carnegie Center, Princeton, New Jersey 08543, was served by regular and  
11 certified return receipt requested mail with the Notice, Motion to Substitute, and the Substitution and  
12 Forfeiture Order. ECF No. 1076.

13 On September 17, 2015, Visa Inc., 900 Metro Center Blvd., Foster City, California 94404, was  
14 served by regular and certified return receipt requested mail with the Notice, Motion to Substitute, and  
15 the Substitution and Forfeiture Order. ECF No. 1076.

16 On September 17, 2015, MasterCard, 2000 Purchase Street, Purchase, New York 10577, was  
17 served by regular and certified return receipt requested mail with the Notice, Motion to Substitute, and  
18 the Substitution and Forfeiture Order. ECF No. 1076.

19 On September 17, 2015, Michael Cassell, Discover Financial Service, 9533 Tournament  
20 Canyon, Las Vegas, Nevada 89144, was served by regular and certified return receipt requested mail  
21 with the Notice, Motion to Substitute, and the Substitution and Forfeiture Order. ECF No. 1076.

22 On September 17, 2015, American Express, World Financial Center, 200 Vessey Street, New  
23 York, New York 10285, was served by regular and certified return receipt requested mail with the  
24 Notice, Motion to Substitute, and the Substitution and Forfeiture Order. ECF No. 1076.

25 On September 21, 2015, the USSS personally served Jermaine Smith at Federal Correctional  
26 Institution La Tuna with copies of the Notice, Motion to Substitute, and the Substitution and Forfeiture



1 Order. Notice of Filing Service of Process Regarding Substitute Property – Personal Service, ECF No.  
2 1070.

3 The USSS never located any assets held by Columbian Mutual Life Insurance Company, Asset  
4 Number 6155072, in the name of Jermaine A. Smith. The United States filed a Notice that its Interests  
5 and Rights have expired in that particular property listed in the Substitution and Forfeiture Order  
6 pursuant to Title 21, United States Code, Section 1963(f). Notice of Interest Expired, ECF No. 1092.

7 This Court finds no petition was filed herein by or on behalf of any person or entity and the  
8 time for filing such petitions and claims has expired.

9 This Court finds no petitions are pending with regard to the assets named herein and the time  
10 for presenting such petitions has expired.

11 THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that all right,  
12 title, and interest in the property hereinafter described is condemned, forfeited, and vested in the  
13 United States of America, and that the United States recover from JERMAINE SMITH the criminal  
14 forfeiture money judgment in the amount of \$50,893,166.35 in United States Currency, pursuant to  
15 Fed. R. Crim. P. 32.2(b)(4)(A) and (B); Fed. R. Crim. P. 32.2(c)(2); Title 18, United States Code,  
16 Section 1963(a)(1), (a)(2), (a)(3), (l)(7), and (m) and shall be disposed of according to law:

17 1) \$789.98;

18 2) \$118,734.08;

19 3) \$672.95; and

20 4) \$817.16

21 which will be applied towards the criminal forfeiture money judgment of \$50,893,166.35 in United  
22 States Currency.

23 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any and all forfeited funds,  
24 including but not limited to, currency, currency equivalents, certificates of deposit, as well as any  
25 income derived as a result of the United States of America's management of any property forfeited  
26 herein, and the proceeds from the sale of any forfeited property shall be disposed of according to law.

1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send copies of  
2 this Order to all counsel of record and three certified copies to the United States Attorney's Office,  
3 Attention Daniel D. Hollingsworth, Asset Forfeiture Unit.

4 Dated: October 27, 2015.

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UNITED STATES DISTRICT JUDGE  
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